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December 7, 1987

TELECOPY
(202) 223-2695

Mr. William J. Tricarico, Secretary
Federal Communications Commission
1919 M Street, N. W.
Washington, D. C. 20554

RECEIVED

87-1207

FCC
FEE SECTION

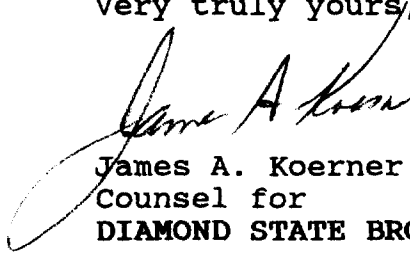
Dear Mr. Tricarico:

On behalf of Diamond State Broadcasting, Inc., licensee of Radio Stations KELC-AM, England, Arkansas, and KCCL-AM, Paris, Arkansas, there is transmitted herewith in triplicate an application (FCC Form 316) for consent to the involuntary transfer of control of the corporation from Steve Jumper and Sheila Jumper to Dr. Willie R. Harris. This application arises from the Order of the United States Bankruptcy Court for the Eastern District of Arkansas, to the effect that the minority stockholder of the corporation should carry on the normal radio business of the corporation.

Attached hereto is a check in the amount of \$140 in payment of the required filing fee for this application.

Should additional information be necessary in connection with this matter, please communicate with this office.

Very truly yours,


James A. Koerner
Counsel for

DIAMOND STATE BROADCASTING, INC.

JAK:dfh
Enclosure

02007625

FEE NO:

FEE TYPE:

MKY

Approved by OMB

3000-0009

Expires 4/30/90

FEE AMT :

\$140.00 (2)

ID SECT

UNITED STATES OF AMERICA

FEDERAL COMMUNICATIONS COMMISSION

Washington, D. C. 20554

APPLICATION FOR CONSENT TO ASSIGNMENT OF
RADIO BROADCAST STATION CONSTRUCTION PERMIT OR
LICENSE OR TRANSFER OF CONTROL OF CORPORATION
HOLDING RADIO BROADCAST STATION CONSTRUCTION
PERMIT OR LICENSE

(Short Form)

APPLICANT SHOULD NOT USE THIS BOX

GENERAL INSTRUCTIONS

- A. This form is to be used when applying for authority for Assignment of a Radio Broadcast Station Construction Permit or License or for Consent to Transfer of Control of Corporation Holding Radio Broadcast Station Construction Permit or License where:
1. There is an assignment from an individual or individuals (including partnerships) to a corporation owned and controlled by such individuals or partnerships without any substantial change in their relative interests.
 2. There is an assignment from a corporation to its individual stockholders without effecting any substantial change in the disposition of their interests.
 3. There is an assignment or transfer by which certain stockholders retire, provided that the interest transferred is not a controlling one.
 4. There is a corporate reorganization which involves no substantial change in the beneficial ownership of the corporation.
 5. Where there is an assignment or transfer from a corporation to a wholly owned subsidiary thereof or vice versa, or where there is an assignment from a corporation to a corporation owned or controlled by the assignor stockholders without substantial change in their interests.
 6. There is an assignment of less than a controlling interest in a partnership.
 7. There is an involuntary transfer to an Executor, Administrator or other court appointed officer caused by death or legal disability. (Note: This form does not cover assignments (or transfers) from the Executor, Administrator or other court appointed officers to the ultimate beneficiary.)
- B. The Commission reserves the right to require refiling of the application on Forms 314 or 315 if in its judgement this form does not apply to the assignment or transfer when approval is sought.
- C. Number exhibits serially in the space provided in the body of the form and list each exhibit in the space provided on the back of this sheet. Date each exhibit.
- D. The names of the applicants shall be the exact corporate names, if corporations; if partnerships, the names of all partners and the names under which the partnerships do business; if unincorporated associations, the names of executive officers, their offices, and names of the associations.
- E. Information called for by this application which is already on file with the Commission need not be refilled in this application provided (1) the information is now on file in another or FCC form filed by or on behalf of these applicants; (2) the information is identified fully by reference to the file number (if any), the FCC form number, and the filing date of the application or other form containing the information and the page or paragraph referred to and (3) after making the reference, the applicants state: "No change since date of filing." Any such reference will be considered to incorporate into this application all information, confidential or otherwise, contained in the application or other form referred to. The incorporated application or other form will thereafter, in its entirety, be open to the public.
- F. This application shall be personally signed by the applicant, if the applicant is an individual; by one of the partners, if the applicant is a partnership; by an officer, if the applicant is a corporation; by a member who is an officer, if the applicant is an unincorporated association; or by the applicant's attorney in case of the applicant's physical disability or of his absence from the United States. The attorney shall, in the event he signs for the applicant, separately set forth the reason why the application is not signed by the applicant. In addition, if any matter is stated on the basis of the attorney's belief only (rather than his knowledge), he shall separately set forth his reasons for believing that such statements are true.
- G. PREPARE AND FILE THREE COPIES OF THIS FORM AND ALL EXHIBITS WITH FEDERAL COMMUNICATIONS COMMISSION, WASHINGTON, D. C. 20554.
- H. BE SURE ALL NECESSARY INFORMATION IS FURNISHED AND ALL PARAGRAPHS ARE FULLY ANSWERED. IF ANY PORTIONS OF THE APPLICATION ARE NOT APPLICABLE, SPECIFICALLY SO STATE. DEFECTIVE OR INCOMPLETE APPLICATIONS MAY BE RETURNED WITHOUT CONSIDERATION.

File No.

BTC-871207EK
BTC-871207EL

1. Application for: (Check One)

☐ Consent to Assignment☒ Consent to Transfer of

2. Name and post office address of assignor (or transferor)

Steve Jumper & Sheila Jumper
6206 Mulberry
Pine Bluff, AR 71603

3. Send notices and communications to the following-named person at the post office address indicated (1) as above

(2) Baraff, Koerner, Olender & Hochberg, PC
2033 M St., NW #203, Washington, DC 20036

4. Name and post office address of assignee (or transferee)

Dr. Willie R. Harris
P.O. Box 40
England, AR 72046

5. Name and post office address of licensee (or permittee)

Diamond State Broadcasting Inc.
P.O. Box 218
England, AR 72046

FCC

6. Authorization which is proposed to be assigned or transferred:

Call letters

Location

KELC-AM
KCCL-AM

England, AR
Paris, AR

Class of station
(AM-FM-TV)

File Number

AM & AM

7. Authorizations of any Remote Pickup, STL, SCA, or other stations held by licensee (or permittee) which are to be assigned or transferred:

Call letters

8. State file numbers of any other pending applications which involve the licensee (or permittee)

BPH-851115NR (new FM)

9. Attach as Exhibit No. 1 a full narrative statement of the circumstances leading to the assignment (or transfer) and the reasons therefor. Fill out Item 15 to show the disposition of stock partnership interests both before and after the proposed assignment (or transfer). The name, residence, citizenship and office, if any, of each stockholder (or partner) should also be shown.

10.a. If the assignment (or transfer) is voluntary:

- (1) Attach as Exhibit No. _____ all contracts, agreements or understandings (the substance of oral agreements should be reduced to writing) by which the stock (or other interest) is transferred.

b. If the assignment (or transfer) is involuntary:

- (1) In the case of bankruptcy, or legal disability of the assignor (or transferor), attach as Exhibit No. 1 certified copy of all court orders pertaining to the assignment (or transfer).
- (2) In case of death of the assignor (or transferor), attach as Exhibit

No. _____ the Will or Letters Testamentary and all pertinent court orders.

11. Attach as Exhibit No. 2 a statement showing the consideration or thing of value, if any, which is to be given for the stock or interest being assigned (or transferred). If the consideration is monetary, this statement should indicate exactly to whom it is being paid.

None

12. Attach as Exhibit No. 2 a statement showing other broadcast interests of each new stockholder or partner.

13. Does the assignee (or transferee) propose to continue present program policies and schedules without substantial change? Yes ☒ No ☐

If the answer is "No", attach as Exhibit No. 2 a full statement showing a percentage breakdown in terms of types of programs, a composite week breakdown, a specific statement as to the amount of time to be used for commercial programs and a narrative account of new or proposed program policies.

14. In the following table, in all cases, the interest held before and after transfer must be given in terms of percentages. In the case of corporations, the interest must be stated in terms of shares of stock held as well as the percentage equivalent thereof.

NAME AND RESIDENCE OF STOCKHOLDER, PARTNER, ETC. (CITY AND STATE ONLY)	CITIZENSHIP	INTEREST HELD				TOTAL SHARES OUTSTANDING IF A CORPORATION	
		Before Transfer or Assignment		After Transfer or Assignment		Before Transfer or Assignment	After Transfer or Assignment
		Shares	%	Shares	%		
See Exhibit No. 1							

15. If legal counsel were employed in the preparation or presentation of this application, give name and mailing address
For assignor (or transferor) Baraff, Koerner, Olender & Hochberg, P.C.
2033 M Street, N.W., Suite 203, Washington, D.C. 20036-3355

For assignee (or transferee) Baraff, Koerner, Olender & Hochberg, P.C.
2033 M Street, N.W., Suite 203, Washington, D.C. 20036-3355

The applicants waive any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and request consent to assignment of this license or transfer of control over the licensee corporation in accordance with this application. (See Section 304 of the Communications Act of 1934). The applicants represent that this application is not filed for the purpose of impeding, obstructing, or delaying determination on any other application with which it may be in conflict. All the statements made in this application and attached exhibits are considered material representations, and all the exhibits are a material part hereof and are incorporated herein as if set out in full in this application. The applicants, or the undersigned on the applicants' behalf, state that they endeavored to supply full and correct information as to all matters which are relevant to this application and that they have done so as to all matters within their own knowledge.

CERTIFICATION

I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

Steve Jumper & Sheila Jumper

Dr. Willie R. Harris

Name of Assignor (or Transferor)

By Steve Jumper
(Signature)

Title Individual Date 11-24-87

Name of Assignee (or Transferee)

By Willie R. Harris
(Signature)

Title Individual Date _____

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT. U.S. CODE, TITLE 18, SECTION 1001.

FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT AND THE PAPERWORK REDUCTION ACT

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended. The principal purpose(s) for which the information will be used is to determine if the benefit requested is consistent with the public interest. The staff, consisting variously of attorneys, accountants, engineers, and application examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hearing. If all the information requested is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Your response is required to obtain this authority. Accordingly, every effort should be made to provide all necessary information.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552 a (e)(3), AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

EXHIBITS furnished as required by this form

EXHIBIT NO.	QUESTION NO. OF FORM	NAME OF OFFICER OR EMPLOYEE (1) BY WHOM OR (2) UNDER WHOSE DIRECTION EXHIBIT WAS PREPARED (SHOW WHICH)	OFFICIAL TITLE

TRANSFER OF CONTROL

At the present time, Diamond State Broadcasting, Inc., the licensee of KELC-AM and KCCL-AM, England and Paris, Arkansas, respectively, is 70% owned by Steve and Sheila Jumper, and 30% owned by Dr. Willie R. Harris.

On October 16, 1987, Steve and Sheila Jumper, as individuals filed for bankruptcy in the United States Bankruptcy Court for the Eastern District of Arkansas, Pine Bluff Division.

On November 2, 1987, the Court entered an Order, a copy of which is attached, authorizing the minority stockholder, Dr. Willie R. Harris, to take de facto control of the corporation and to carry on the corporation's business. This application, accordingly, seeks FCC consent for transfer of de facto control of the licensee to the minority stockholder.

There is to be no change in the de jure ownership of the corporation. In the event there is to be such a change, appropriate applications will be filed.

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF ARKANSAS
PINE BLUFF DIVISION

RE: LOWELL AND SHELIA JUMPER

Debtor

U.S. BANKRUPTCY COURT
No. PB 87-409 M

ORDER

NOV 24 4 21 PM '87

Comes on for hearing, Trustee's application for an order authorizing a minority stockholder to carry on normal radio business of corporations and the Court finds as follows:

1. At the time of the filing of bankruptcy, to wit, on October 16, 1987, the Debtor Lowell Jumper was the owner of 70% of the stock of Diamond State Broadcasting, Inc. and Dr. Willie Harris was the owner of 30% of said stock. At the same time, Lowell Jumper was the owner of 75% of the stock of Quadras, Inc. and Dr. Willie Harris was the owner of 25% of said stock.

2. Quadras, Inc. owns a radio station at DeWitt, Arkansas which is presently being operated. Diamond State, Inc. owns a radio station in England, Arkansas and Station KCCL AM at Paris, Arkansas. Dr. Harris has no investment in KCCL FM of Paris, Arkansas except that it has become mingled with KCCL AM which is owned by Diamond State Broadcasting, Inc.

3. The Court finds that each Corporation and radio station described is encumbered with first and second mortgages and there is little if any equity in the stations that might inure to the benefit of the Debtor.

The Court finds that it will be in the best interest of the estate of the Debtors to allow Dr. Willie Harris to carry on the normal radio business of the corporation.

WHEREFORE: the Court herewith AUTHORIZES the minority stockholder Dr. Willie Harris to carry on the normal radio business of the Corporation. He will be authorized to manage the stations in the normal course of business, is continue to sell and increase sales; of advertising, pay expenses and make other normal business disbursements, hire and fire employees, buy equipment as needed. and in general conduct business as a prudent

man to conserve the assets of the Corporations and to improve operations.

Dr. Harris will also be authorized to work with F. C. C. as required to make this transition in accordance with their rules and regulations and other actions as required for the lawful and continued operations of the stations.

Dr. Harris will be required to keep records for the benefit of the Bankruptcy Trustee at all times and will confer with Trustee before any major decisions are made.

Dated this 2ND day of November, 1987.


JAMES G. NIXON
U. S. BANKRUPTCY JUDGE

cc: Walter M. Dickinson
901 N. Coolidge St.
Little Rock, AR 72207

1. The above named radio station, call letters, and radio station described is licensed with Class 1 and power output and used to transmit at any time in the United States with the following conditions:

2. The station shall be used only for the purpose of transmitting and receiving radio signals and shall not be used for any other purpose.

3. The station shall be used only for the purpose of transmitting and receiving radio signals and shall not be used for any other purpose.

4. The station shall be used only for the purpose of transmitting and receiving radio signals and shall not be used for any other purpose.

5. The station shall be used only for the purpose of transmitting and receiving radio signals and shall not be used for any other purpose.

6. The station shall be used only for the purpose of transmitting and receiving radio signals and shall not be used for any other purpose.

7. The station shall be used only for the purpose of transmitting and receiving radio signals and shall not be used for any other purpose.

8. The station shall be used only for the purpose of transmitting and receiving radio signals and shall not be used for any other purpose.

9. The station shall be used only for the purpose of transmitting and receiving radio signals and shall not be used for any other purpose.

10. The station shall be used only for the purpose of transmitting and receiving radio signals and shall not be used for any other purpose.

EXHIBIT NO. 2

OTHER BROADCAST INTERESTS

Dr. Willie R. Harris is also a minority stockholder of Quadras, Inc., licensee of KDEW-AM & FM, DeWitt, Arkansas. A similar application for transfer of de facto control is being filed for those stations.

Although Dr. Willie R. Harris has no ownership interest in Station KCCL-FM, Paris, Arkansas, an application for him to take control of that station, through assignment of the license to Diamond State Broadcasting, Inc., is also being filed.